

DETAILED ACTION

Response to Arguments

1. Applicant's arguments, see pages 6-10, filed 06/21/10, with respect to claims 53-58 have been fully considered and are persuasive. The rejection of 03/19/10 has been withdrawn.

Allowable Subject Matter

2. Claims 53-58 (renumbered as 1-6 respectively) are allowed.

3. The following is an examiner's statement of reasons for allowance: The present invention is directed towards "a recording apparatus for recording an image on a recording medium on the basis of image data supplied from an image supply device." Independent claims 53 and 56 (renumbered as 1 and 4 respectively) identify the uniquely distinct features **inter alia** "**a control unit that (i) controls the printing unit to print the image data to be printed by overlaying the image data when (a) the number of images of JPEG format is less than the maximum number of the layout images and (b) the number of images to be overlaid on the image of JPEG format is less than a predetermined number, and (ii) controls the printing unit to print the image data to be printed without overlaying the image data when (a) the number of images of JPEG format is not less than the maximum number of the layout images or (b) the number of images to be overlaid on the image of JPEG format is not less than the predetermined number**" as stated in applicant's arguments dated 06/21/10 on pages 8 and 9.

The prior art of record fails to anticipate or render the above underlined limitations obvious.

Dependent claims 54, 55, 57 and 58 (renumbered as 2, 3, 5, and 6 respectively) are also allowed due to its dependency on the allowed base claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to NICHOLAS PACHOL whose telephone number is (571)270-3433. The examiner can normally be reached on M-Th: 8-4.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Twyler Haskins can be reached on 571-272-7406. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/N. P./
Examiner, Art Unit 2625

10/21/11

/Twyler L. Haskins/
Supervisory Patent Examiner, Art Unit 2625